

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES AND EXCHANGE)	
COMMISSION,)	
)	
Plaintiff,)	
)	Civil Action No. 1:23-cv-09518-PAE
v.)	
)	Hon. Paul A. Engelmayer
SOLARWINDS CORP. and TIMOTHY G.)	
BROWN,)	<u>ORAL ARGUMENT REQUESTED</u>
)	
Defendants.)	

**DEFENDANTS' NOTICE OF MOTION
TO EXCLUDE THE TESTIMONY OF MARK G. GRAFF**

PLEASE TAKE NOTICE that upon the annexed Declaration of Serrin Turner and all exhibits attached thereto, and the accompanying Memorandum of Law, each dated April 25, 2025, the undersigned hereby moves this Court on behalf of Defendants SolarWinds Corp. and Timothy G. Brown, before the Honorable Paul A. Engelmayer, in Courtroom 1305 of the United States District Courthouse for the Southern District of New York, located at 40 Foley Square, New York, NY 10007, for an order excluding the reports and testimony of Plaintiff's expert, Mark G. Graff, from this action pursuant to Federal Rule of Evidence 702 and the Supreme Court's decision in *Daubert v. Merrill Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993).

Dated: April 25, 2025
New York, New York

Respectfully submitted,



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